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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

Civil Case No. C 08-00227 SC

ASSOCIATION OF IRRIGATED
RESIDENTS, an unincorporated association,
and NATURAL RESOURCES DEFENSE
COUNCIL, INC.,

Plaintiffs,

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY, STEPHEN L.
JOHNSON, in his official capacity as
Administrator of the United States
Environmental Protection Agency, and
WAYNE NASTRI, in his official capacity as
Regional Administrator for Region IX of the
United States Environmental Protection
Agency,

Defendants.

**STIPULATION TO THE ENTRY OF
AN ORDER EXTENDING TIME TO
FILE BILL OF COSTS AND
MOTION FOR ATTORNEYS' FEES**

1 WHEREAS, on January 14, 2008, the Association of Irrigated Residents and the Natural
2 Resources Defense Council, Inc., (collectively, "AIR") filed the complaint in the above-
3 captioned matter against the United States Environmental Protection Agency; Stephen L.
4 Johnson, in his official capacity as Administrator of the United States Environmental Protection
5 Agency; and Wayne Nastri, in his official capacity as Administrator for Region IX of the United
6 States Environmental Protection Agency (collectively, "EPA" or "Defendants"), alleging that
7 EPA has failed to undertake certain nondiscretionary duties under section 304(a)(2) of the Clean
8 Air Act, 42 U.S.C. § 7604(a)(2);

9 WHEREAS, this Court entered a Consent Decree on September 12, 2008 (Document
10 #21);

11 WHEREAS, paragraph 12 of the Consent Decree allows AIR to file a bill of costs
12 pursuant to Local Rule 54-1 and a motion for costs of litigation, including reasonable attorneys'
13 fees, pursuant to 42 U.S.C. § 7604(d) and Local Rule 54-6, within 60 days after entry of the
14 Consent Decree;

15 WHEREAS, AIR and EPA have made significant progress towards settling the amount of
16 costs and attorneys' fees and require additional time to complete a settlement prior to the
17 November 11, 2008 deadline for AIR to file a bill of costs and motion for attorneys' fees;

18 WHEREAS, AIR and EPA seek to conserve litigant and judicial resources and believe
19 that a 45-day extension will allow the parties to resolve costs and fees without placing a burden
20 on the Court;

21 NOW THEREFORE, pursuant to Local Rules 6-2 and 7-12, the parties, by and through
22 their undersigned counsel, hereby stipulate to the entry of an order that:

23 1. Continues the deadline for AIR to file a bill of costs pursuant to Local Rule 54-1
24 and a motion for costs of litigation, including reasonable attorneys' fees, pursuant to Local Rule
25 54-6, for an additional 45 days from November 11, 2008 to December 26, 2008.

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COUNSEL FOR PLAINTIFFS:

Dated: October 30, 2008

/s/ Sofia L. Sarabia
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Dated: October 30, 2008

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COUNSEL FOR DEFENDANTS:

Dated: October 30, 2008

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 31, 2008

Hon. Samuel Conti
Senior Judge
United States District Court

